



# RULE-MAKING ORDER

## CR-103 (June 2004) (Implements RCW 34.05.360)

Agency: Washington Department of Ecology AO # 06-15

Permanent Rule  
 Emergency Rule

Effective date of rule:  
**Permanent Rules**  
 31 days after filing.  
 Other (specify) \_\_\_\_\_ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:  
**Emergency Rules**  
 Immediately upon filing.  
 Later (specify) \_\_\_\_\_

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?  
 Yes  No If Yes, explain:

Purpose: The purpose of this rule change was to update the rule in accordance with changes to the federal program.

### Citation of existing rules affected by this order:

Repealed: none  
Amended: Chapters 173-480-030, -040, 050, -070, and -080 WAC  
Suspended: none

Statutory authority for adoption: RCW 70.94.331 and RCW 70.94.422

### Other authority :

### PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 07-03-183 on January 24, 2007.  
Describe any changes other than editing from proposed to adopted version:

None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: None phone ( ) \_\_\_\_\_  
Address: fax ( ) \_\_\_\_\_  
e-mail \_\_\_\_\_

### EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

### Date adopted:

5/23/07

### NAME (TYPE OR PRINT)

Jay J. Manning

### SIGNATURE

TITLE  
Director

### CODE-REVISER-USE-ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAY 23 2007

4:18

07-12-003

AM  
PM

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

|   |     |          |         |          |          |          |
|---|-----|----------|---------|----------|----------|----------|
| <b>Federal statute:</b>                 | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |
| <b>Federal rules or standards:</b>      | New | <u>0</u> | Amended | <u>8</u> | Repealed | <u>0</u> |
| <b>Recently enacted state statutes:</b> | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |

**The number of sections adopted at the request of a nongovernmental entity:**

|  |     |          |         |          |          |          |
|--|-----|----------|---------|----------|----------|----------|
|  | New | <u>0</u> | Amended | <u>5</u> | Repealed | <u>0</u> |
|--|-----|----------|---------|----------|----------|----------|

**The number of sections adopted in the agency's own initiative:**

|  |     |          |         |          |          |          |
|--|-----|----------|---------|----------|----------|----------|
|  | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |
|--|-----|----------|---------|----------|----------|----------|

**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

|  |     |          |         |          |          |          |
|--|-----|----------|---------|----------|----------|----------|
|  | New | <u>0</u> | Amended | <u>5</u> | Repealed | <u>0</u> |
|--|-----|----------|---------|----------|----------|----------|

**The number of sections adopted using:**

|                                       |     |          |         |          |          |          |
|---------------------------------------|-----|----------|---------|----------|----------|----------|
| <b>Negotiated rule making:</b>        | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |
| <b>Pilot rule making:</b>             | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |
| <b>Other alternative rule making:</b> | New | <u>0</u> | Amended | <u>0</u> | Repealed | <u>0</u> |